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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/612,292	06/30/2003	Selim Aissi	884.935US1	5816	
21186 7590 06/14/2007 SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A. P.O. BOX 2938			EXAN	EXAMINER	
			BADII, B	BADII, BEHRANG	
MINNEAPOL	IS, MN 55402		ART UNIT	PAPER NUMBER	
			3694		
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•		•	MAIL DATE	DELIVERY MODE	
			06/14/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

		Application No.	Applicant(s)		
Office Action Summary					
		10/612,292	AISSI, SELIM		
	· · · · · · · · · · · · · · · · · · ·	Examiner	Art Unit		
	The MAILING DATE of this communication app	Behrang Badii	orrespondence address		
Period fo		cars on the cover sheet with the c	orrespondence dudress		
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).  Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).					
Status					
1)⊠	Responsive to communication(s) filed on 26 M	arch 2007.			
2a) <u></u> □	This action is <b>FINAL</b> . 2b) ☐ This action is non-final.				
3)	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is				
	closed in accordance with the practice under E	x parte Quayle, 1935 C.D. 11, 45	63 O.G. 213.		
Dispositi	on of Claims				
5) 6) 7)	Claim(s) <u>4-8,30-33 and 37-54</u> is/are pending in 4a) Of the above claim(s) is/are withdraw Claim(s) is/are allowed.  Claim(s) is/are rejected.  Claim(s) is/are objected to.  Claim(s) <u>4-8,30-33 and 37-54</u> are subject to re	vn from consideration.	ent.		
	i <b>on Papers</b> The specification is objected to by the Examine	r			
, —	The drawing(s) filed on is/are: a) ☐ accomp	•	Examiner.		
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).					
Replacement-drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).					
11)	The oath or declaration is objected to by the Ex	aminer. Note the attached Office	Action or form PTO-152.		
Priority (	ınder 35 U.S.C. § 119				
<ul> <li>12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).</li> <li>a) All b) Some * c) None of:</li> <li>1. Certified copies of the priority documents have been received.</li> <li>2. Certified copies of the priority documents have been received in Application No</li> <li>3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).</li> <li>* See the attached detailed Office action for a list of the certified copies not received.</li> </ul>					
2) Notice 3) Information	ce of References Cited (PTO-892) ce of Draftsperson's Patent Drawing Review (PTO-948) mation.Disclosure Statement(s) (PTO/SB/08)	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal P	ate		
Pape	er No(s)/Mail Date	6)			

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## **DETAILED ACTION**

## Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 51-54, drawn to a machine-readable medium that provides instructions, which when executed by a wireless device, cause said machine to perform operations comprising: encrypting the audit log based on an encryption key that is generated within the wireless computing device and wherein the encryption key is stored within a memory within a cryptographic processing module of the wireless computing device; storing the encrypted audit log in a memory of a cryptographic processing module in the wireless computing device which performed the encrypting, in response to a determination that an audit session that includes the number of audit transactions is a high-valued audit session; and storing the encrypted audit log in a memory that is external to the cryptographic processing module, in response to a determination that the audit session is not a high-value audit session, classified in class 380, subclass 277.
- II. Claims 4-8, 30-33 and 37-50, drawn to a method/machine readable medium comprising selectively auditing a number of transactions between a wireless computing device and a server based on a type for the number of transactions, wherein selectively auditing of the number of transactions includes securely storing at least one attribute of selected audited transactions within the wireless computing device, classified in class 705, subclass 50.

The inventions are distinct, each from the other because of the following reasons:

Inventions II and I are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as encrypting the audit log based on an encryption key that is generated within the wireless computing device and wherein the encryption key is stored within a memory within a cryptographic processing module of the wireless computing device; storing the encrypted audit log in a memory of a cryptographic processing module in the wireless computing device which performed the encrypting, in response to a determination that an audit session that includes the number of audit transactions is a high-valued audit session; and storing the encrypted audit log in a memory that is external to the cryptographic processing module, in response to a determination that the audit session is not a high-value audit session. Invention II has separate utility such as selectively auditing a number of transactions between a wireless computing device and a server based on a type for the number of transactions, wherein selectively auditing of the number of transactions includes securely storing at least one attribute of selected audited transactions within the wireless computing device. See MPEP § 806.05(d).

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Behrang Badii whose telephone number is 571-272-6879. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on 571-272-6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

## Any response to this action should be mailed to:

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

or faxed to (571)273-8300

Hand delivered responses should be brought to

United States Patent and Trademark Office Customer Service Window Randolph Building 401 Dulany Street Application/Control Number: 10/612,292 Page 5

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Alexandria, VA 22314

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 3600 Customer Service

Office whose telephone number is (571) 272-3600.

Behrang Badii Patent Examiner Art Unit 3621

BB

PRIMARY EXAMINER